

EXHIBIT 1

Jeremy Anapol

From: Christian W. Conkle <cconkle@raklaw.com>
Sent: Tuesday, October 1, 2024 7:18 PM
To: Jeremy Anapol
Cc: Louis Martinez; Amy E. Hayden; Jon Ma; Neil Rubin; dkolko@raklaw.com; Jacob Buczko; jmilkey@raklaw.com; James Tsuei; ptong@raklaw.com; Reza Mirzaie; rak_virtamove@raklaw.com; hestes@lcalawfirm.com; Amazon-VirtaMove
Subject: Re: VirtaMove, Corp. v. Amazon.com, Inc. et al. | 7:24-cv-00030-ADA-DTG | Amazon's Claim Terms for Construction

Jeremy,

Just to avoid the inferential step. **It sounds like y'all think the preamble is limiting, and we agree with that.** Since the presumption is the preamble is *not* limiting, I think we should have that agreement in the eventual joint claim construction chart.

Thanks,

Christian W. Conkle
Russ, August & Kabat
12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025
310 826-7474

On Oct 1, 2024, at 16:04, Jeremy Anapol <Jeremy.Anapol@knobbe.com> wrote:

Christian,

What do you think is the significance of adding the preamble as a separate item in the list, given that Amazon already listed multiple terms from the preamble (“disparate computing environments” and “processor”)?

Thanks,
Jeremy

From: Christian W. Conkle <cconkle@raklaw.com>
Sent: Tuesday, October 1, 2024 3:33 PM
To: Jeremy Anapol <Jeremy.Anapol@knobbe.com>
Cc: Louis Martinez <Louis.Martinez@knobbe.com>; Amy E. Hayden <ahayden@raklaw.com>; Jon Ma <jma@raklaw.com>; Neil Rubin <nrbn@raklaw.com>; dkolko@raklaw.com; Jacob Buczko <jbuczko@raklaw.com>; jmilkey@raklaw.com; James Tsuei <jtsuei@raklaw.com>; ptong@raklaw.com; Reza Mirzaie <rmirzaie@raklaw.com>; rak_virtamove@raklaw.com; hestes@lcalawfirm.com; Amazon-VirtaMove <Amazon-VirtaMove@knobbe.com>
Subject: Re: VirtaMove, Corp. v. Amazon.com, Inc. et al. | 7:24-cv-00030-ADA-DTG | Amazon's Claim Terms for Construction

Jeremy,

Oh, you're right; I meant "disparate computing environments" in the '814 preamble. Sorry, multitasking...

All best,

Christian W. Conkle
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Los Angeles, CA 90025
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On Oct 1, 2024, at 15:14, Jeremy Anapol <Jeremy.Anapol@knobbe.com> wrote:

Hi Christian,

Did you mean to ask about a different term in the '814 patent? Or did you mean to ask about the '058 patent?

Thanks,
Jeremy

From: Christian W. Conkle <cconkle@raklaw.com>
Sent: Tuesday, October 1, 2024 3:03 PM
To: Louis Martinez <Louis.Martinez@knobbe.com>
Cc: Amy E. Hayden <ahayden@raklaw.com>; Jon Ma <jma@raklaw.com>; Neil Rubin <nrubin@raklaw.com>; dkolko@raklaw.com; Jacob Buczko <jbuczko@raklaw.com>; jmilkey@raklaw.com; James Tsuei <jtsuei@raklaw.com>; ptong@raklaw.com; Reza Mirzaie <rmirzaie@raklaw.com>; rak_virtamove@raklaw.com; hestes@lcalawfirm.com; Amazon-VirtaMove <Amazon-VirtaMove@knobbe.com>
Subject: Re: VirtaMove, Corp. v. Amazon.com, Inc. et al. | 7:24-cv-00030-ADA-DTG | Amazon's Claim Terms for Construction

Counsel for Amazon,

Amazon's proposed terms list includes "critical system elements," which is part of the preamble of '814 Claim 1. As a logical corollary of that, should the list also include "whether the preamble is limiting" for '814 Claim 1?

All best,

Christian W. Conkle
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On Sep 19, 2024, at 15:56, Christian W. Conkle
cconkle@raklaw.com wrote:

Counsel,

Pursuant to the Scheduling Order, VirtaMove does not propose any terms for construction at this time, but reserves the right to identify any of the terms for construction identified by Amazon. To the extent Amazon's stated reservations of rights have merit, VirtaMove reserves those same rights.

All best,

Christian W. Conkle
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12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025
310 826-7474

On Sep 19, 2024, at 15:18, Louis Martinez
Louis.Martinez@knobbe.com wrote:

Counsel,

Attached for service please find Amazon's Initial Proposed Claim Terms for Construction.

Best,

Louis Martinez
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<2024-09-19 Amazon's Initial Proposed Claim
Terms for Construction.pdf>

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